

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

THE DEPARTMENT OF TRANSPORTATION )  
IF THE STATE OF ILLINOIS, FOR AND ON )  
BEHALF OF THE PEOPLE OF THE STATE OF )  
ILLINOIS, )

Petitioner, )

vs. )

THE KANSAS CITY SOUTHERN RAILWAY )  
COMPANY AND THE UNION PACIFIC RAILROAD, )

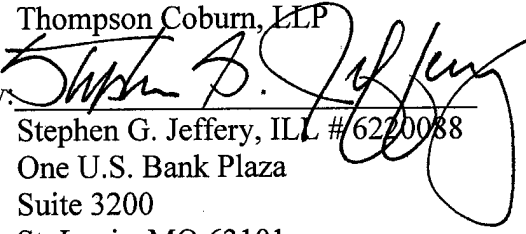
T09-0018

Respondents. )

Petition to construct FAP Route 310 (ILL Route 255) near the Village )  
Of Godfrey, Madison County, Illinois and to construct two grade )  
Separation structures to carry ILL Route 255 over and across the )  
Respondent's mainline track at approximate UP milepost 251.5 )

**RESPONSE OF THE KANSAS CITY SOUTHERN RAILWAY COMPANY**

COMES NOW The Kansas City Southern Railway Company ("KCS"), by and through counsel,  
and in Response to the proposed Order filed in this matter by the Illinois Department of  
Transportation with its attached "Illinois 255 Stipulation," and states that it consents and agrees  
to the entry of Order.

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Counsel for KCS

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was mailed first class mail, postage prepaid, this 12<sup>th</sup> day of May, 2009, to:

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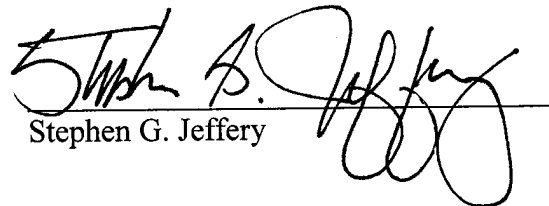
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